

AMENDMENT

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

1. - 38. (Cancelled)

39. (Currently Amended) A method for receiving performance content over a network for generating a pseudo-live performance, the method comprising:

detecting a need for the performance content by determining whether stored performance content is out-of-date, wherein the stored performance content is determined to be out-of-date based on a performance content class of the stored performance content;

selecting a process for obtaining the ~~needed~~ performance content from at least one of a plurality of performance transmitters based on a range of global positioning system (GPS) ~~information~~ coordinates that can receive a broadcasting signal from the at least one of the plurality of performance transmitters;

executing the process for obtaining the ~~needed~~ performance content from the at least one of the plurality of performance transmitters; and

generating the pseudo-live performance by mixing content corresponding to ~~one or more portions~~ a portion of the ~~needed~~ performance content with other content, wherein, determining whether stored performance content is out-of-date further comprises:

transmitting a query to determine a time of a latest update of the stored performance content;

receiving the time of latest update of the stored performance content in response to the transmitting of the query;

accessing a time-stamp of the stored performance content; and

determining whether the time-stamp of the stored performance content matches the time of the latest update of the stored performance content.

40. (Currently Amended) The method of claim 39, further comprising:

accessing a profile, wherein the profile indicates one or more of:

a type of content desired by an end-user;

a schedule of an end-user; and

scheduled times at which content is transmitted by ~~[[a]]~~ the at least one of the plurality of performance transmitter transmitters.

41. (Currently Amended) The method of claim 39, further comprising determining whether a performance transmitter is ~~of a type that~~ is capable of receiving and responding to a content request, wherein the determining further comprises at least one ~~or more~~ of:

transmitting a query signal to the at least one of the plurality of performance transmitter transmitters;

passively receiving a signal from the at least one of the plurality of performance transmitter transmitters; and

accessing a profile.

42. (Currently Amended) The method of claim 39, further comprising:

generating a content request; and

transmitting the content request to ~~[[a]]~~ the at least one of the plurality of performance transmitter transmitters via the network.

43. (Currently Amended) The method of claim 39, wherein the selecting ~~[[a]]~~ the process comprises determining an appropriate time to receive content from a performance transmitter.

44. (Currently Amended) The method of claim 39, wherein generating the pseudo-live performance comprises:

retrieving the other content;

decoding at least one ~~or more commands~~ command of the other content; and

performing at least one ~~or more tasks~~ task instructed by the commands.

45. (Currently Amended) The method of claim 44, wherein the at least one ~~or more~~ commands command includes ~~one or more of~~ at least one of: a programming ~~commands~~ command that ~~execute~~ executes a software program, a housekeeping ~~commands~~ command that ~~load, delete, change or overlay~~ performs at least one of loading, deleting, changing and overlaying stored content, and a performance ~~commands~~ command that ~~reproduce~~ reproduces stored content from ~~one or more~~ a specified ~~locations~~ location of a storage device.

46. (Currently Amended) A pseudo-live performance generator, comprising a controller that:
detects a need for performance content by determining that stored performance content is out-of-date, wherein the stored performance content is determined to be out-of-date based on a performance content class of the stored performance content;

selects a process for obtaining the ~~needed~~ performance content from at least one of a plurality of performance transmitters based on a range of global positioning system (GPS) ~~information~~ coordinates that can receive a broadcasting signal from the at least one of the plurality of performance transmitters;

executes the process for obtaining the ~~needed~~ performance content from the at least one of the plurality of performance transmitters; and

generates the pseudo-live performance by mixing content corresponding to ~~one or more portions~~ a portion of the ~~needed~~ performance content with other content, wherein when the controller determines that stored performance content is out-of-date, actions of the controller comprise:

accessing a time of a latest update of the stored performance content,

accessing a time-stamp of the stored performance content, and

determining whether the time-stamp of the stored performance content matches the time of a latest update of the stored performance content.

47. (Currently Amended) The pseudo-live performance generator of claim 46, further comprising:

accessing a profile, wherein the profile indicates at least one ~~or more~~ of:

a type of content desired by an end-user;

a schedule of an end-user; and

scheduled times at which content is transmitted ~~[[by a]]~~ the at least one of the plurality of performance transmitter transmitters.

48. (Currently Amended) The pseudo-live performance generator of claim 46, wherein the controller performs at least one ~~or more~~ of:

transmitting a query signal to ~~[[a]]~~ the at least one of the plurality of performance transmitter transmitters;

passively receiving a signal from the at least one of the plurality of performance ~~transmitter~~ transmitters; and
accessing a profile.

49. (Currently Amended) The pseudo-live performance generator of claim 46, further comprising:

a request generator that generates a content request, wherein the controller transmits the ~~content~~ request to ~~[[a]] the at least one of the plurality of~~ performance ~~transmitter~~ transmitters via the network.

50. (Currently Amended) The pseudo-live performance generator of claim 46, wherein the controller determines an appropriate time to receive content from ~~[[a]] the at least one of the plurality of~~ performance ~~transmitter~~ transmitters.

51. (Currently Amended) The pseudo-live performance generator of claim 46, wherein the controller:

retrieves the other content;
decodes ~~one or more commands~~ a command of the other content; and
performs ~~one or more tasks~~ a task instructed by the ~~commands~~ command.

52. (Currently Amended) The pseudo-live performance generator of claim 51, wherein the ~~one or more commands~~ command includes ~~one or more of~~ at least one of: a programming ~~commands~~ command that ~~execute~~ executes a software program, a housekeeping ~~commands~~ command that ~~load, delete, change or overlay~~ performs at least one of loading, deleting,

changing and overlaying stored content, and a performance ~~commands~~ command that ~~reproduce~~
reproduces stored content from ~~one or more~~ a specified ~~locations~~ location of a storage device.

53. (Previously Presented) The method of claim 39, wherein the performance content includes multimedia performance content.

54. (Previously Presented) The pseudo-live performance generator of claim 46, wherein the performance content includes multimedia performance content.